

*Received in  
open court  
10/1/05*

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

TOWN OF IPSWICH,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION
	)	NO. 05-11114-MLW
NATIONAL UNION FIRE INSURANCE COMPANY	)	
OF PITTSBURGH, PA	)	
	)	
Defendant.	)	
	)	

**JOINT STATEMENT OF THE PARTIES  
FOR INITIAL SCHEDULING CONFERENCE**

In accordance with the Court's Notice of Scheduling Conference, the parties hereby submit their Joint Statement for the initial scheduling conference to be conducted on September 5, 2002.

- I. Proposed Agenda
- Scheduled mediation with Eric Van Loon at JAMS on November 4, 2005
  - Proposed pretrial schedule, including discovery plan
- II. Proposed Pretrial Schedule, Including Discovery Plan
- Rule 26(a)(1)(E) initial disclosures on or before November 18, 2005
  - Service of written discovery requests on or before December 1, 2005
  - Non-expert depositions completed on or before April 28, 2006
  - Plaintiff's Rule 26(a)(2) expert disclosures on/before May 15, 2006
  - Defendant's Rule 26(a)(2) expert disclosures on/before June 12, 2006

- Experts' depositions completed on or before July 28, 2006
- Dispositive motions to be filed on or before August 31, 2006
- Rule 26(a)(3) pretrial disclosures on or before November 13, 2006\*
- Final pretrial conference on or before December 11, 2006\*

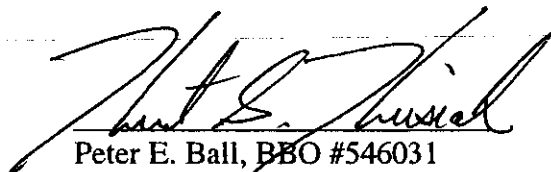
\* In the event that a dispositive motion is pending, the Rule 26(b)(3) pretrial disclosures and the final pretrial conference shall be postponed. Once the motion is decided, if any claims remain for trial, the Rule 26(b)(3) pretrial disclosures shall be made 30 days after the motion is decided, and the final pretrial conference shall be conducted 30 days after the pretrial disclosures are made.

III. Local Rule 16.1(D)(3) Certification

The certifications required by Local Rule 16.1(D)(3) are attached to this Joint Statement or will be filed separately, at or before the Initial Scheduling Conference.

TOWN OF IPSWICH

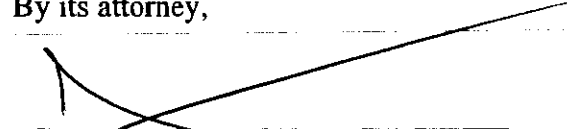
By its attorneys,



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NATIONAL UNION FIRE INSURANCE  
COMPANY OF PITTSBURGH, PA

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Dated: October 5, 2005